

ASSEMBLY BILL

No. 518

Introduced by Assembly Member Salinas

February 18, 2003

An act to amend Section 56668 of the Government Code, relating to local agency formation.

LEGISLATIVE COUNSEL'S DIGEST

AB 518, as introduced, Salinas. Local agency formation: housing needs.

Existing law specifies various factors that a local agency formation commission is required to consider in the review of a proposal for a change of organization or reorganization of local agencies. One of those factors concerns how the proposal will affect regional housing needs.

This bill would make a technical, nonsubstantive change with respect to that factor.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 56668 of the Government Code is
- 2 amended to read:
- 3 56668. Factors to be considered in the review of a proposal
- 4 shall include, but not be limited to, all of the following:
- 5 (a) Population, population density; land area and land use; per
- 6 capita assessed valuation; topography, natural boundaries, and
- 7 drainage basins; proximity to other populated areas; the likelihood

1 of significant growth in the area, and in adjacent incorporated and
2 unincorporated areas, during the next 10 years.

3 (b) Need for organized community services; the present cost
4 and adequacy of governmental services and controls in the area;
5 probable future needs for those services and controls; probable
6 effect of the proposed incorporation, formation, annexation, or
7 exclusion and of alternative courses of action on the cost and
8 adequacy of services and controls in the area and adjacent areas.

9 “Services,” as used in this subdivision, refers to governmental
10 services whether or not the services are services which would be
11 provided by local agencies subject to this division, and includes the
12 public facilities necessary to provide those services.

13 (c) The effect of the proposed action and of alternative actions,
14 on adjacent areas, on mutual social and economic interests, and on
15 the local governmental structure of the county.

16 (d) The conformity of both the proposal and its anticipated
17 effects with both the adopted commission policies on providing
18 planned, orderly, efficient patterns of urban development, and the
19 policies and priorities set forth in Section 56377.

20 (e) The effect of the proposal on maintaining the physical and
21 economic integrity of agricultural lands, as defined by Section
22 56016.

23 (f) The definiteness and certainty of the boundaries of the
24 territory, the nonconformance of proposed boundaries with lines
25 of assessment or ownership, the creation of islands or corridors of
26 unincorporated territory, and other similar matters affecting the
27 proposed boundaries.

28 (g) Consistency with city or county general and specific plans.

29 (h) The sphere of influence of any local agency which may be
30 applicable to the proposal being reviewed.

31 (i) The comments of any affected local agency.

32 (j) The ability of the newly formed or receiving entity to
33 provide the services which are the subject of the application to the
34 area, including the sufficiency of revenues for those services
35 following the proposed boundary change.

36 (k) Timely availability of water supplies adequate for projected
37 needs as specified in Section 65352.5.

38 (l) The extent to which the proposal will assist the receiving
39 entity in achieving its fair share of the regional housing needs as
40 determined by the appropriate council of governments *consistent*

- 1 *with Article 10.6 (commencing with Section 65580) of Chapter 3*
- 2 *of Division 1 of Title 7.*
- 3 (m) Any information or comments from the landowner or
- 4 owners.
- 5 (n) Any information relating to existing land use designations.

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